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January 12, 2018

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VIA EMAIL

Ms. Anna Slatinsky
Planning Division Manager
City of Beaverton
12725 SW Millikan Way
PO Box 475
Beaverton, OR 97076-4755

**Re: Director's Interpretation Application
City of Beaverton Case File No. DI2017-0003
Applicant's Second Set of Supplemental Application Materials**

Dear Anna:

This office represents Oregon Beverage Recycling Cooperative ("Applicant"), the applicant requesting a Community Development Director's Interpretation in City of Beaverton ("City") Case File No. DI2017-0003 ("Application"). Enclosed please find the following supplemental materials in support of the Application:

- Oregon Liquor Control Commission ("OLCC") Approvals for Applicant's Beverage Container Redemption Center ("BCRC") (Exhibit 1): These two documents reflect OLCC's determination that Applicant's BCRC satisfies all applicable State statutes and regulations and is approved to operate at 9307 SW Beaverton-Hillsdale Highway ("Property"), subject to enforceable conditions.
- Maps of the Convenience Zones for the Beaverton and Tigard Bottle Drop Redemption Centers (Exhibit 2): These maps identify the locations of Applicant's Beaverton and Tigard centers as well as the dealers (typically grocery stores) that are served by and participate in each center. Participating dealers are, subject to certain limitations, permitted to reject requests to redeem beverage containers at their stores (and to direct customers to the BottleDrop redemption centers where they may redeem their beverage containers). These maps are updated to

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reflect the most recent list of dealers participating in each center and replace the maps Applicant submitted to the City with yesterday's letter.

Please include these materials in the official record for this matter. Feel free to contact me with additional questions or if you need additional information. Thank you for your attention to the points in this letter and its enclosures.

Very truly yours,



Michael C. Robinson

Enclosures

cc: Mr. Peter Livingston (via email) (w/encls.)
Mr. John Andersen (via email) (w/encls.)
Ms. Stephanie Marcus (via email) (w/encls.)
Mr. Seth King (via email) (w/encls.)

BEFORE THE LIQUOR CONTROL COMMISSION
OF THE STATE OF OREGON

In the Matter of the Redemption Center)	ORDER APPROVING
Application filed by:)	REDEMPTION CENTER
)	
Oregon Beverage Recycling Cooperative)	
John Anderson, CEO)	
3900 NW Yeon Ave.)	
Portland, OR 97210)	
)	
Re: 9307 SW Beaverton Hillsdale Highway)	
Beaverton, OR 97005)	

BACKGROUND

Oregon Beverage Recycling Cooperative (OBRC or Applicant) submitted an application on October 18, 2016 for approval of a redemption center for the return of beverage containers under Oregon's Bottle Bill. The proposed redemption center (Center) is located at 9307 SW Beaverton Hillsdale Highway, Beaverton, Oregon. The application describes the intended operation of the Center and includes the information required under OAR 845-020-0025. The local governing body (City of Beaverton) has certified that the Center complies with local zoning and land use requirements.

OLCC staff conducted an investigation of the proposed application and prepared a written report. In connection with the investigation, public notices were posted at the proposed Center and at the retail stores (dealers) to be served by the Center. During the 30-day comment period, Staff received three timely comments from the public and one after the comment period closed (Exhibit 3). The comments expressed concerns that this location is not appropriate for a redemption center, is not convenient, is not properly zoned for a redemption center, and is not compatible with the surrounding uses.

FINDINGS

Based on the information contained in the application and staff's investigation, the Commission finds that the Center proposed by OBRC located at 9307 SW Beaverton Hillsdale Highway, Beaverton, Oregon will provide a convenient service to the public as required by ORS 459A.735, ORS 459A.737, and OAR 845-020-0020.

ORDER

OBRC's proposed redemption center at 9807 SW Beaverton Hillsdale Highway, Beaverton, Oregon is hereby approved subject to the following terms and conditions:

1. Dealers Served

The dealers served by and participating in the Center are:

ZONE 1 (0 – 2.0 miles) (all dealers are in Beaverton unless otherwise noted)

Bi-Mart #662, 4750 SW Western Ave	(0.5 miles from Center)
Target Store T-0344, 10775 SW Beaverton Hillsdale Hwy	(0.7 miles from Center)
Fred Meyer #285, 7700 SW Beaverton Hillsdale Hwy, Portland	(0.8 miles from Center)
New Seasons Market - Raleigh Hills, 7300 SW Beaverton Hillsdale Hwy, Portland	(1.0 miles from Center)
Fred Meyer #035, 11425 SW Beaverton Hillsdale Hwy	(1.2 miles from Center)
Trader Joe's #141, 11753 SW Beaverton Hillsdale Hwy	(1.2 miles from Center)
Natural Grocers U071, 12155 SW Broadway St	(1.5 miles from Center)
Rite Aid #5351, 5431 SW Beaverton Hillsdale Hwy, Portland	(1.9 miles from Center)
Albertsons #505, 5415 SW Beaverton Hillsdale Hwy, Portland	(2.0 miles from Center)
New Seasons - Cedar Hills, 3495 SW Cedars Hills Blvd	(2.3 miles from Center)*
Rite Aid #5322, 12575 SW Walker Rd	(2.4 miles from Center)*
Winco Foods 14, 3025 SW Cedar Hills Blvd	(2.4 miles from Center)*
Garden Home Thriftway, 7410 SW Oleson Rd, Portland	(2.7 miles from Center)*

* This dealer is located within the radius of the 2.0 mile convenience zone. The distance listed is the driving distance from the Center.

ZONE 2 (2.01 – 2.8 miles) (all dealers are in Beaverton unless otherwise noted)

Target Store T-0345, 9009 SW Hall Blvd, Tigard	(2.7 miles from Center)
Rite Aid #5356, 11190 SW Barnes Rd, Portland	(3.2 miles from Center)*
Rite Aid #5323, 14625 SW Allen Blvd	(3.3 miles from Center)*
Safeway Store #1073, 6194 SW Murray Blvd	(3.3 miles from Center)*
Market of Choice #2, 250 NW Lost Springs Ter, Portland	(3.8 miles from Center)*
Quality Food Centers QFC #202, 7525 SW Barnes Rd, Portland	(3.9 miles from Center)*

* This dealer is located within the radius of the 2.8 mile convenience zone. The distance listed is the driving distance from the Center.

2. Dealers not to be served

The following dealers are within the convenience zone of the Center but are not to be served by or are not participating in the Center. Beginning on the date the Center begins accepting containers, these dealers must 1) accept and pay the refund value of up to 350 beverage containers per person per day, 2) provide hand counting, 3) provide a 24-hour bag drop off service, 4) post a sign that contains the list of services

that must be provided by the dealer, and 5) provide two automated reverse vending machines or one reverse vending machine for each 500,000 beverage containers sold by the dealer in the previous calendar year, whichever is greater.

ZONE 1 (0 – 2.0 miles) (all dealers are in Beaverton unless otherwise noted)

Uwajimaya, 10500 SW Beaverton Hillsdale Hwy	(0.3 miles from Center)
Walgreens #05952, 7280 SW Beaverton Hillsdale Hwy, Portland	(1.0 miles from Center)

ZONE 2 (2.01 – 2.8 miles) (all dealers are in Beaverton unless otherwise noted)

Grocery Outlet of Beaverton, 8620 SW Hall Blvd	(3.1 miles from Center)*
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* This dealer is located within the radius of the 2.8 mile convenience zone. The distance listed is the driving distance from the Center.

3. Kinds and Number of Containers Accepted

The Center shall accept all kinds of beverage containers that are subject to an Oregon refund value. The Center shall accept a maximum of 350 containers per person per day. Containers in excess of 350 per day shall be accepted from account holders and from fundraisers and others by special arrangements.

4. Total Capacity

It is expected that annual redemption volumes at the Center will meet or exceed the annual combined redemption volume experienced by the participating dealers over the past two years. The Center has sufficient capacity to meet these volumes.

5. Days/Hours of Operation

The Center shall be open and staffed seven days a week for a minimum of ten hours per day during June, July and August and for a minimum of nine hours per day during other months. During open hours, customers shall have the option of redeeming containers using reverse vending machines or by a hand count. In addition, the Center shall maintain 24-hour per day bag drop off service for account holders.

6. Payment Method and Redemption

The Center shall provide customers with the option of receiving cash payments for all returns made when the Center is open, up to a maximum of \$17.50 per person per day. Checks for larger amounts will be issued to fundraisers and others by prior arrangement. Customers shall also have the option of opening an account with OBRC to allow refund amounts to be credited to the customer's account. Customers shall have the ability to access their accounts at kiosks located at the Center and at

participating dealers for vouchers redeemable for cash or toward a purchase at any of the participating dealers.

7. Parking

The Center has a dedicated parking lot with 40 parking spaces for the commercial, stand-alone redemption center building.

8. Data Collection and Reporting

OBRC shall provide OLCC with quarterly reports showing the volume of beverage containers redeemed at the Center and how those amounts compare to the historic volumes of containers redeemed at the participating dealers. OBRC shall provide to OLCC quarterly reports showing the volume of containers redeemed by non-participating dealers within the two convenience zones as compared to the volume redeemed by these dealers in the preceding two years. OBRC shall also provide aggregate data showing the volume of containers returned at participating and non participating dealers for up to a 10-mile radius on a quarterly basis.

9. Customer Satisfaction

OBRC shall conduct surveys of customer satisfaction with the Redemption Center from users of the Center and customers of the dealers served by the Center at least quarterly during the first year of operation and at least annually thereafter, and shall provide the results of these surveys to the OLCC. OBRC shall also report to OLCC on the nature and frequency of customer complaints received regarding the Center and what action is taken to address the complaints. Customer surveys and/or comment cards shall be available at the Center and at the participating dealers. OBRC shall meet with OLCC staff at staff's request to discuss the redemption center operation and to review data, in order to ensure that the Center is providing a convenient service to the public.

This Order may be withdrawn by the Commission at any time upon written notice to OBRC and the dealers named in this Order if the Commission finds there has not been compliance with this Order or if the Center no longer provides a convenient service to the public. OBRC shall have the right to a hearing to contest the proposed withdrawal of the Order.

Dated this 9 day of December, 2016.



Steve Marks
Executive Director
Oregon Liquor Control Commission

Mailed this 9 day of December, 2016.

THIS ORDER IS EFFECTIVE ON THE DATE MAILED.

BEFORE THE LIQUOR CONTROL COMMISSION
OF THE STATE OF OREGON

In the Matter of the Redemption Center)	FOURTH AMENDED ORDER
Application filed by:)	APPROVING REDEMPTION CENTER
)	
Oregon Beverage Recycling Cooperative)	
John Anderson, CEO)	
3900 NW Yeon Ave.)	
Portland, OR 97210)	
)	
Re: 9307 SW Beaverton Hillsdale Highway)	
Beaverton, OR 97005)	

BACKGROUND

Oregon Beverage Recycling Cooperative (OBRC or Applicant) submitted an application on October 18, 2016 for approval of a redemption center for the return of beverage containers under Oregon's Bottle Bill. The proposed redemption center (Center) is located at 9307 SW Beaverton Hillsdale Highway, Beaverton, Oregon. The application describes the intended operation of the Center and includes the information required under OAR 845-020-0025. The local governing body (City of Beaverton) has certified that the Center complies with local zoning and land use requirements.

OLCC staff conducted an investigation of the proposed application and prepared a written report. In connection with the investigation, public notices were posted at the proposed Center and at the retail stores (dealers) to be served by the Center. During the 30-day comment period, Staff received three timely comments from the public and one after the comment period closed. The comments expressed concerns that this location is not appropriate for a redemption center, is not convenient, is not properly zoned for a redemption center, and is not compatible with the surrounding uses.

On December 9, 2016, the Commission issued an Order Approving Redemption Center. On December 22, 2016, the Commission received a request to add Uwajimaya as a participating dealer. On January 3, 2017, the Commission approved the request and issued an Amended Order. On April 19, 2017, the Commission received a request to add Beaverton Grocery Outlet and Walgreens #5952 as participating dealers. On April 26, 2017, the Commission approved the request and issued a Second Amended Order. On August 31, 2017, the Commission received a request to add 99 Ranch Market as a participating dealer. On September 5, 2017, the Commission approved the request and issued a Third Amended Order. On September 5, 2017, the Commission received a request to add Big Kmart #4455 as a participating dealer.

FINDINGS

Based on the information contained in the application and staff's investigation, the Commission finds that the Center proposed by OBRC located at 9307 SW Beaverton Hillsdale Highway, Beaverton, Oregon will provide a convenient service to the public as required by ORS 459A.735, ORS 459A.737, and OAR 845-020-0020.

ORDER

OBRC's proposed redemption center at 9807 SW Beaverton Hillsdale Highway, Beaverton, Oregon is hereby approved subject to the following terms and conditions:

1. Dealers Served

The dealers served by and participating in the Center are:

ZONE 1 (0 – 2.0 miles)

Bi-Mart #662, 4750 SW Western Ave	0.5 miles ¹
Uwajimaya, 1050 SW Beaverton Hillsdale Hwy	0.6 miles
Target Store T-0344, 10775 SW Beaverton Hillsdale Hwy	0.7 miles
Fred Meyer #285, 7700 SW Beaverton Hillsdale Hwy	0.8 miles
New Seasons Market - Raleigh Hills, 7300 SW Beaverton Hillsdale Hwy	1.0 miles
Walgreens #05952, 7280 SW Beaverton Hillsdale Hwy	1.0 miles
Fred Meyer #035, 11425 SW Beaverton Hillsdale Hwy	1.2 miles
Trader Joe's #141, 11753 SW Beaverton Hillsdale Hwy	1.2 miles
Natural Grocers U071, 12155 SW Broadway St	1.5 miles
Rite Aid #5351, 5431 SW Beaverton Hillsdale Hwy	1.9 miles
Albertsons #505, 5415 SW Beaverton Hillsdale Hwy	2.0 miles
New Seasons - Cedar Hills, 3495 SW Cedars Hills Blvd	2.3 miles
Rite Aid #5322, 12575 SW Walker Rd	2.4 miles
Winco Foods 14, 3025 SW Cedar Hills Blvd	2.4 miles
Garden Home Thriftway, 7410 SW Oleson Rd	2.7 miles

ZONE 2 (2.01 – 2.8 miles)

Beaverton Grocery Outlet, 8620 SW Hall Blvd	2.4 miles
Target Store T-0345, 9009 SW Hall Blvd	2.7 miles
Big Kmart #4455, 3955 SW Murray Blvd	2.8 miles
99 Ranch Market, 8155 SW Hall Blvd	3.2 miles
Rite Aid #5356, 11190 SW Barnes Rd	3.2 miles
Rite Aid #5323, 14625 SW Allen Blvd	3.3 miles
Safeway Store #1073, 6194 SW Murray Blvd	3.3 miles

¹ Distances listed are the driving distances to the Center. All dealers are located within the radius of their respective convenience zone.

Market of Choice #2, 250 NW Lost Springs Terrace	3.8 miles
Quality Food Centers QFC #202, 7525 SW Barnes Rd	3.9 miles

2. Dealers Not To Be Served

The following dealers are within a convenience zone of the Center but are not to be served by or are not participating in the Center. Beginning on the date the Center begins accepting containers, these dealers must 1) accept and pay the refund value of up to 350 beverage containers per person per day, 2) provide hand counting, 3) provide a 24-hour bag drop off service, 4) post a sign that contains the list of services that must be provided by the dealer, and 5) provide two automated reverse vending machines or one reverse vending machine for each 500,000 beverage containers sold by the dealer in the previous calendar year, whichever is greater.

ZONE 1 (0 – 2.0 miles)

G Mart, 3975 SW 114 th Ave	1.6 miles
Asian Food Center, 3849 SW 117 th Ave	1.8 miles

ZONE 2 (2.01 – 2.8 miles)

Cost Plus World Market, 10108 SW Washington Square Rd	4.4 miles
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3. Kinds and Number of Containers Accepted

The Center shall accept all kinds of beverage containers that are subject to an Oregon refund value. The Center shall accept a maximum of 350 containers per person per day. Containers in excess of 350 per day shall be accepted from account holders and from fundraisers and others by special arrangements.

4. Total Capacity

It is expected that annual redemption volumes at the Center will meet or exceed the annual combined redemption volume experienced by the participating dealers over the past two years. The Center has sufficient capacity to meet these volumes.

5. Days/Hours of Operation

The Center shall be open and staffed seven days a week for a minimum of ten hours per day during June, July and August and for a minimum of nine hours per day during other months. During open hours, customers shall have the option of redeeming containers using reverse vending machines or by a hand count. In addition, the Center shall maintain bag drop off service from 7:00 AM to 10:00 PM for account holders.

6. Payment Method and Redemption

The Center shall provide customers with the option of receiving cash payments for all returns made when the Center is open, up to a maximum of \$35.00 per person per day. Checks for larger amounts will be issued to fundraisers and others by prior arrangement. Customers shall also have the option of opening an account with OBRC to allow refund amounts to be credited to the customer's account. Customers shall have the ability to access their accounts at kiosks located at the Center and at participating dealers for vouchers redeemable for cash or toward a purchase at any of the participating dealers.

7. Parking

The Center has a dedicated parking lot with 40 parking spaces for the commercial, stand-alone redemption center building.

8. Data Collection and Reporting

OBRC shall provide OLCC with quarterly reports showing the volume of beverage containers redeemed at the Center and how those amounts compare to the historic volumes of containers redeemed at the participating dealers. OBRC shall provide to OLCC quarterly reports showing the volume of containers redeemed by non-participating dealers within the two convenience zones as compared to the volume redeemed by these dealers in the preceding two years. OBRC shall also provide aggregate data showing the volume of containers returned at participating and non participating dealers for up to a 10-mile radius on a quarterly basis.

9. Customer Satisfaction

OBRC shall conduct surveys of customer satisfaction with the Redemption Center from users of the Center and customers of the dealers served by the Center at least quarterly during the first year of operation and at least annually thereafter, and shall provide the results of these surveys to the OLCC. OBRC shall also report to OLCC on the nature and frequency of customer complaints received regarding the Center and what action is taken to address the complaints. Customer surveys and/or comment cards shall be available at the Center and at the participating dealers. OBRC shall meet with OLCC staff at staff's request to discuss the redemption center operation and to review data, in order to ensure that the Center is providing a convenient service to the public.

This Order may be withdrawn by the Commission at any time upon written notice to OBRC and the dealers named in this Order if the Commission finds there has not been compliance with this Order or if the Center no longer provides a convenient service to the public. OBRC shall have the right to a hearing to contest the proposed withdrawal of the Order.

Dated this 6 day September, 2017.



Steve Marks
Executive Director
Oregon Liquor Control Commission

Mailed this 6th day of September, 2017.

THIS ORDER IS EFFECTIVE ON THE DATE MAILED.

SM:BV

Beaverton BottleDrop Redemption Center

Market of Choice #02

Rite Aid #5356

Rite Aid #5322

Winco #14

K-Mart

New Seasons - Cedar Hills

Natural Grocers #U071

Fred Meyer #035

Trader Joe's #141

BiMart #662

Rite Aid #5323

Safeway #1073

Albertsons #505

New Seasons - Raleigh Hills

Walgreens #5952

Beaverton RC

Fred Meyer #285

Lamb's Thriftway

99 Ranch Market

Grocery Outlet

Target #345

QFC #202

Legend

Beaverton RC

Convenience Zones

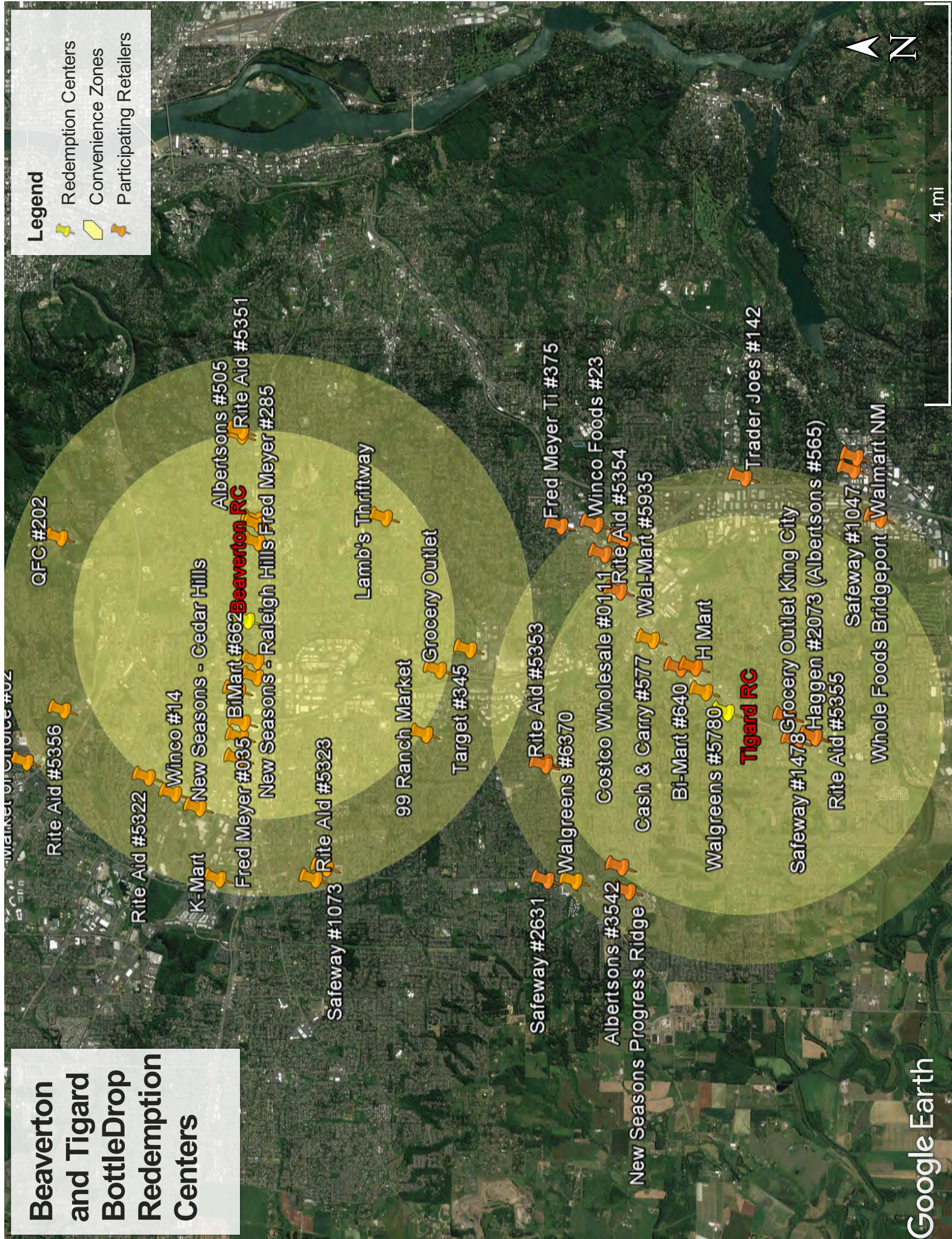
Participating Retailers



Beaverton and Tigard BottleDrop Redemption Centers

Legend

- Redemption Centers
Convenience Zones
Participating Retailers



Google Earth